

REGULAR CITY COUNCIL MEETING
APRIL 27, 1998

PRESENT

R. Dale Roper	Mayor
Gayle Bunker	Council Member
Bruce Curtis	Council Member
Glen Swalberg	Council Member

ABSENT

Wesley Bloomfield	Council Member
Robert Dekker	Council Member
Richard Waddingham	City Attorney
Dorothy Jeffery	City Recorder

ALSO PRESENT

Neil Forster	Public Works Director
Karen Johnson	City Employee
Greg Schafer	City Employee
Derin Phelps	Chronicle/Progress
Curt Crosby	KNAK Radio
Tom Rucker & Son	Scout
Kerry Smith & Son	Scout

Mayor Roper called the meeting to order at 7:00 p.m. In the absence of City Recorder Dorothy Jeffery, Karen Johnson acted as Secretary. Mayor Roper stated that notice of the meeting time, place, and agenda was posted at the principal office of the governing body, located at 76 North 200 West, and was provided to the Millard County Chronicle/Progress, KNAK Radio, and to each member of the City Council, by personal delivery, at least two days prior to the meeting.

Council Member Bruce Curtis offered an invocation, after which Mayor Roper led the Council in the Pledge of Allegiance.

MINUTES

The minutes of a Regular City Council Meeting held on March 23, 1998 were presented for consideration and approval.

Mayor Roper noted a minor correction on Page 8. Following discussion, Council Member Glen Swalberg MOVED to approve the minutes of the Regular City Council Meeting held March 23, 1998, as corrected. The motion was SECONDED by Council Member Gayle Bunker. Mayor

Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESS

CITY ATTORNEY RICHARD WADDINGHAM: AMENDMENT TO RESOLUTION NO. 84-110

RESOLUTION NO. 98-253

A RESOLUTION AMENDING RESOLUTION 84-110 REGARDING FEE CONNECTIONS SERVICE CHARGES AND COLLECTION PROCEDURES FOR THE DELTA CITY WATER AND SEWER SYSTEMS, BY REPEALING SECTION 8 OF RESOLUTION 84-110, ENTITLED "FIRE HYDRANTS" AND REDESIGNATING SECTIONS 9 THROUGH 17, INCLUSIVE, AS SECTIONS 8 THROUGH 16, INCLUSIVE.

Mayor Roper informed the Council that City Attorney Waddingham was not able to attend the meeting, but prepared copies of the proposed resolution for consideration. Mayor Roper indicated that the purpose of the resolution is to repeal Section 8 of Resolution 84-110, which stated that the Delta City Fire Department would pay Delta City an annual fee of \$5 per fire hydrant.

Following review, Council Member Gayle Bunker MOVED to adopt Resolution No. 98-253, amending Resolution No. 84-110 by repealing Section 8 entitled "Fire Hydrants". The motion was SECONDED by Council Member Bruce Curtis. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The vote was as follows:

Wesley Bloomfield	Absent
Gayle Bunker	Yes
Bruce Curtis	Yes
Robert Dekker	Absent
Glen Swalberg	Yes

MAYOR DALE ROPER: SET DATES FOR PUBLIC HEARINGS FOR DELTA CITY FISCAL YEAR 1998-1999 TENTATIVE BUDGET, DELTA CITY FISCAL YEAR 1998-1999 FINAL BUDGET, AND DELTA CITY FISCAL YEAR 1997-1998 AMENDED BUDGET

Mayor Roper and the Council reviewed the dates set out by Utah Code for budget deadlines.

Following discussion, Council Member Gayle Bunker MOVED to set public hearings as follows: Public Hearing for Delta City Fiscal Year 1998-1999 Tentative Budget to be held on Monday, May

11, 1998 at 6:30 p.m.; Public Hearing for Delta City Fiscal Year 1998-1999 Final Budget to be held on Monday, June 8, 1998 at 6:45 p.m., and Public Hearing for Delta City Fiscal Year 1997-1998 Amended Budget to be held on Monday, June 8, 1998 at 6:30 p.m. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DALE ROPER: SET DATE FOR BUDGET WORK SESSION

Mayor Roper suggested that the annual Budget Work Session be scheduled sometime during the week of May 4-8 or May 11-15, 1998. Mayor Roper stated that Council Member Dekker would not be available on May 5, 6 & 7th and Council Member Bloomfield would be unable to attend on May 6th. Following discussion, Council Member Gayle Bunker MOVED to set the Budget Work Session for Fiscal Year 1998-1999 on Tuesday, May 12, 1998 at 10:00 a.m. The motion was SECONDED by Council Member Bruce Curtis. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR NEIL FORSTER: POSSIBLE EARLY PAYOFF OF SUBORDINATED WATER REVENUE BOND

Public Works Director Neil Forster addressed the Council and emphasized his pleasure at being able to discuss this item with the Council at this time. Mr. Forster noted that, during preparation of his 1998-1999 budget, it came to his attention that funds are available which could be used to pay out the approximately \$48,000 balance of the \$292,000 Subordinated Water Revenue Bond this year, which would be five years earlier than originally anticipated. In addition, there is currently a balance of approximately \$22,000 of original bond money in an escrow account, which has never been spent. This account would need to be closed and the funds applied toward the principal.

The payout of this bond would free up the approximately \$1,500 per month, currently being paid out of the water fund to make the payment on the bond. Mr. Forster would like the Council to consider using the \$1,500 per month as an additional monthly payment toward the \$400,000 Water Revenue Bond. If this were done, the \$400,000 bond would be paid out ten years early, which could ultimately save approximately \$270,000.

Mayor Roper voiced his support of this proposal and added that Mr. Forster has checked with the Board of Water Resources and with Zions Bank to verify that there would be no penalty for early payout. Public Works Director Forster has not yet checked with City Attorney Waddingham inasmuch as he wanted to receive input from the Council prior to pursuing the proposal any further.

Following discussion, Council Member Gayle Bunker MOVED to approve payoff of the \$292,000 Subordinated Water Revenue Bond, subject to a favorable legal opinion from City Attorney Richard Waddingham. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR NEIL FORSTER: JOB DESCRIPTION FOR ANIMAL CONTROL OFFICER

Public Works Director Neil Forster discussed the proposed job description which he and Assistant Public Works Director Alan Riding had developed:

ANIMAL CONTROL OFFICER

Permanent Part Time

Salary: \$650.00 per month—Includes a minimum of 15 hours of patrol per week and continuous pager monitoring.

Pager response duties to be paid at \$10.00 per hour

Duties:

Take into possession and impound all strays running at large and dispose of the same as per Delta City ordinances.

Enforce the licensing of and control of all dogs within Delta City as per Delta City ordinances.

File complaints in the courts against any person, firm, or corporation failing to comply with the provisions of Delta City ordinances.

Capture and secure all dogs found running at large contrary to the provisions of the ordinances and impound such dogs in a humane manner.

Enter a description thereof in records kept for that purpose stating the kind of animal, the circumstance under which it was received or impounded, and a description thereof sufficient to provide identification, the costs expended for the maintenance of the animal and amounts received arising out of maintenance or sale of animals.

Transportation and necessary equipment shall be provided by Delta City.

Must have and maintain a valid Utah Driver's License (Class D).

Council Members discussed the salary and possibility of an additional person, or persons, for back up pager response duties. Other items discussed were increasing the minimum number of patrol hours to 20, the need for the individual to be an employee of Delta City for purposes of filing complaints in court and for insurance coverage, and that the individual should be physically fit in order to handle some of the large animals. In addition, it was the consensus of those present that the

job description should be reviewed by City Attorney Richard Waddingham prior to advertising the position.

Following discussion, Council Member Glen Swalberg MOVED to approve the proposed job description for the animal control officer, with the requirement that the \$650/month salary will require a minimum of 20 hours patrol time per week, and to go forward with advertising of the animal control position, subject to approval of the job description by City Attorney Richard Waddingham, and hiring of an animal control officer, on an experimental basis. The motion was SECONDED by Council Member Bruce Curtis. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

PUBLIC WORKS DIRECTOR NEIL FORSTER: ESTABLISH DELTA CITY CLEAN UP DAYS

Public Works Director Neil Forster requested that the Council set dates for the annual City clean up. Following discussion, Council Member Gayle Bunker MOVED to establish Delta City Clean Up Days as May 30th for the North side of Delta and June 6th for the South side of Delta. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for vote. The motion passed unanimously.

COUNCIL MEMBER GLEN SWALBERG: CHAMBER OF COMMERCE USE OF DELTA CITY COPIER AND FACSIMILE

Council Member Glen Swalberg explained that the copy machine currently in the Chamber of Commerce office is in need of major repairs. Approximately twice per month the Chamber needs to make up to 100-150 copies and are requesting an agreement with the Council to use the Delta City copy machine for those copies. In addition, the Chamber of Commerce does not have a facsimile machine and they frequently need the use of a fax. They are in the process of obtaining a fax machine but, in the interim, they would like approval to use the Delta City fax machine. The Chamber normally receives approximately six messages per month by facsimile.

Council Members agreed to allow the Chamber of Commerce to use the Delta City copy machine and facsimile machine and to charge the Chamber a minimal amount per copy to cover paper and maintenance charges.

COUNCIL MEMBER GLEN SWALBERG: DELTA CITY BILLING TO CHAMBER OF COMMERCE FOR UTILITIES, MAINTENANCE, OPERATION & JANITORIAL SERVICES FOR FISCAL YEAR 1997-1998

Council Member Glen Swalberg noted that, approximately three years ago, the Chamber of Commerce requested that the annual fee for utilities, maintenance, operation and janitorial services be waived due to the financial problems the Chamber of Commerce was having. At this time, the Chamber of Commerce would like to request that Delta City again waive the annual fee for fiscal

year 1997-1998. Council Member Swalberg stated that the Chamber of Commerce budget is doing better but paying the fee would be a hardship on the operation of the Chamber of Commerce.

Following discussion, Council Member Gayle Bunker MOVED to provide the Chamber of Commerce with the utilities, maintenance, operation and janitorial services without cost to the Chamber of Commerce. Council Member Gayle Bunker then WITHDREW his motion pending further discussion. This item will be placed on the agenda for the next meeting of the City Council.


OTHER BUSINESS

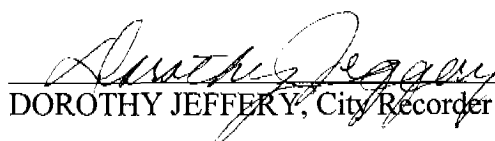
Council Member Glen Swalberg mentioned that the Chamber of Commerce has hired a new employee to operate the Chamber office. The new employee is Michelle Fields.

Council Member Glen Swalberg advised the Council that the Certified Local Government Committee for Historic Preservation has been reorganized. Council Member Swalberg MOVED to appoint the following as members of the Certified Local Government Committee for Historic Preservation: Charlotte Morrison, Chairperson; Leona Riding, Member; Jill Droubay, Member; Jane Ann Draper, Member; Jackie Smith, Member; and Donetta Hardy, Member. The motion was SECONDED by Council Member Gayle Bunker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Roper asked if there were any other comments, questions, or other items to be discussed. There being none, Council Member Gayle Bunker MOVED to adjourn the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Roper declared the meeting adjourned at 8:30 p.m.


R. DALE ROPER, Mayor


DOROTHY JEFFERY, City Recorder

MINUTES APPROVED: RCCM 05-11-98